

# **PUBLIC NOTICE**

## **YOU HAVE A VOICE IN AIR POLLUTION CONTROL IN ARIZONA**

The Arizona Department of Environmental Quality (ADEQ) has reached a preliminary determination and is proposing to issue Air Quality Control Permit No. 38109 to Phelps Dodge Safford, Inc. for the construction and operation of their Copper Mine/Millsite located approximately eight miles north of Safford in Graham County, Arizona 85546. The mailing address for the company is PO Box 151, Safford, AZ 85548. The proposed Permit is subject to the requirements of the Federal Clean Air Act, Arizona Revised Statute 49-426, and the Arizona Administrative Code, Title 18, Chapter 2, Article 3, 6, 7 and 8. The proposed permit will regulate emissions of Nitrogen Oxides, Particulate Matter with a diameter of less than 10 microns, and Sulfuric Acid Mist.

You have an opportunity to submit written comments on the Permit and make oral comments on the Permit at the Public Hearing. ADEQ will be holding a Public Hearing on Thursday, May 25, 2006 at 6:30 PM at the City of Safford, Odd Fellows Home - City Hall Annex, 808 South 8<sup>th</sup> Avenue in Safford, Arizona 85548. The written comment shall state the name and mailing address of the person, shall be signed by the person, their agent or attorney, and shall clearly set forth reasons why the Permit should or should not be issued. Grounds for comment are limited to whether the Permit meets the criteria for issuance spelled out in the State Air Pollution Control laws or rules.

Materials related to the Permit, including the application, ADEQ's analysis and the draft permit are available for your review at ADEQ's office at 1110 West Washington Street, Phoenix, Arizona and at the City Clerk's Office at 717 Main Street in Safford, Arizona 85546.

Persons wishing to submit written comments can do so at the Public Hearing. If mailed, written comments must be received by May 25, 2006. Comments should be directed to: Director, Air Quality Division, Arizona Department of Environmental Quality, 1110 West Washington Street, 3415A-1, Phoenix, Arizona 85007-2935.

ADEQ will consider all comments received in making a final decision on the proposed Permit. Everyone commenting will receive notification of the final decision. People who file comments on the Permit will have the right to appeal the final decision as an appealable agency action to the Office of Administrative Hearing (OAH) pursuant to §41.1092.03, and the appeal must be filed within thirty (30) days after the issuance of the final decision. The OAH may sustain, modify, or reverse the final decision.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting Linda Morrison (602) 771-4793 TDD phone (602) 771-4829. Requests should be made as early as possible to allow time to arrange the accommodation.

If you would like to receive copies of future Public Notices of Air Pollution Control Permits, please provide a typewritten or a clearly printed copy of your name, address, and ZIP code, to the Director of Air Quality Division at ADEQ's address shown above. Your request should also state that you wish your name to be placed on the Air Quality Permit mailing list.

If you have any questions or would like to find out more information about this Permit, please contact Trevor Baggione at (602) 771-2321, toll free (800) 234-5677, or at ADEQ's address shown above.



Janet Napolitano  
Governor

# ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007-2935  
(602) 771-2300 • www.azdeq.gov



Stephen A. Owens  
Director

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

AQD:PS:CTS:127160

April 19, 2006

Steven C. Holmes, General Manager  
Phelps Dodge Safford, Inc.  
PO Box 151  
Safford, AZ 85548

Subject: Air Quality Control Permit No. 38109  
Copper Mine / Millsite - Place ID: 5425

Dear Mr. Holmes:

The Arizona Department of Environmental Quality, Air Quality Division, has completed its review of the referenced permit application.

I am prepared to recommend to the Director that your Air Quality Control Permit be issued with conditions necessary to meet all rules and regulations applicable to this source related to air pollution control. A draft of the Permit with appropriate conditions is enclosed for your review.

In accordance with Arizona Revised Statute §49-426.D, a Public Notice will be issued in **The Eastern Arizona Courier** on April 23, 2006 and April 30, 2006 and **The Copper Era** on April 26, 2006 and May 3, 2006. A Public Hearing on the Permit is set for Thursday, May 25, 2006. A copy of this Public Notice is also enclosed. This hearing will be held at the City of Safford, Odd Fellows Home - City Hall Annex, 808 South 8<sup>th</sup> Avenue, Safford in Arizona 85548 on Thursday, May 25, 2006 at 6:30 PM.

**You will need to post a copy of this Public Notice adjacent to the nearest public roadway on the property where your facility is located.** This notice posting should conform to the attached Public Notice posting requirements. The notice should be posted from the date of first publication to May 25, 2006.

If you have any questions, please do not hesitate to contact Scott Baggione at (602) 771-4310 or me at (602) 771-2321.

Sincerely,

Trevor Baggione, Manager  
Air Permits Section

TB4:pb2  
Enclosures

cc: Richmond Franklin, ADEQ, Southern Regional Office  
ADEQ, Air Quality Compliance Section Manager

Northern Regional Office  
1515 East Cedar Avenue • Suite F • Flagstaff, AZ 86004  
(928) 779-0313

Southern Regional Office  
400 West Congress Street • Suite 433 • Tucson, AZ 85701  
(520) 628-6733



Janet Napolitano  
Governor

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(602) 771-2300 • [www.azdeq.gov](http://www.azdeq.gov)



Stephen A. Owens  
Director

AQD:PS:CTS:127160

April 19, 2006

City Clerk of Safford  
717 Main Street  
Safford, AZ 85546

Subject: Air Quality Control Permit No. 38109  
Phelps Dodge Safford, Inc.  
Copper Mine / Millsite - Place ID: 5425

Enclosed are the following documents to be posted for public review:

- A copy of the Public Notice for a Public Hearing
- A copy of the permit application with supporting documents
- A copy of the draft permit with supporting documents and applicable rules

Please keep this material where it will be available for viewing by the general public. We will notify you when this material may be discarded.

If you have any questions, please contact me at (602) 771- 2337.

Sincerely,

Priscilla Begay  
Administrative Secretary  
Air Permits Section

Enclosures



Janet Napolitano  
Governor

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(602) 771-2300 • [www.azdeq.gov](http://www.azdeq.gov)



Stephen A. Owens  
Director

AQD:PS:CTS:127160

City Clerk of Safford  
717 Main Street  
Safford, AZ 85546

Subject: Air Quality Control Permit No. 38109  
Phelps Dodge Safford, Inc.  
Copper Mine / Millsite - Place ID: 5425

The referenced permit has been issued; therefore, the material which was sent to you for posting may be destroyed.

Thank you for your assistance in this matter. Should you have any questions, please call me at (602) 771- 2337.

Sincerely,

Priscilla Begay  
Administrative Secretary  
Air Permits Section

**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY  
FAX FOR IMMEDIATE DELIVERY  
REQUEST FOR PUBLIC NOTICE PLACEMENT**

**TO:** LEGAL DEPT, attn: Monica

**PHONE:** (928) 428-2560

**FAX:** (928) 428-5396

**FROM:** Priscilla Begay

**DIVISION:** Air Quality Division / Permits Section  
1110 West Washington Street, 3415A-3  
Phoenix, AZ 85007

**PHONE:** (602) 771-2337; or if outside the Phoenix Metro Area (800) 234-5677, ext. 771-2337

**FAX:** (602) 771-2299

**TOTAL PAGES:** 2

**PLEASE PLACE THE FOLLOWING LEGAL NOTICE:**

**PERMITTEE:** Phelps Dodge Safford, Inc.  
**PERMIT NO:** 38109  
**PLACE ID:** 5425

<b>PUBLICATIONS:</b>	<b>INSERTION DATES:</b>
<b>The Eastern Arizona Courier</b> (Safford, Graham County)	<b>April 23, 2006 and April 30, 2006</b>
<b>The Copper Era</b> (Clifton, Greenlee County)	<b>April 26, 2006 and May 3, 2006</b>

**Please advise of advertisement dates and  
confirm within 24 hours. Thank you.**

IF YOU EXPERIENCE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE CALL:  
Priscilla Begay at (602) 771-2337

# **MINIMUM SIGN SIZE REQUIREMENTS**

for ADEQ

## **AIR QUALITY CONTROL PERMIT APPLICATION**

Written Comment Period  
Ends May 25, 2006  
Proposed Permit No.: 38109

(Public  
Notice  
Copy  
Goes  
Here)

**For more information contact:**

**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (A.D.E.Q.)  
(800) 234-5677**

### **MINIMUM REQUIREMENTS:**

1. Sign shall be 3-feet wide by 4-feet high.
2. Bottom of sign shall be 18 inches above the ground.
3. Sign shall be supported by two anchor posts.
4. Sign shall be posted on the affected property in such a manner as to be legible from the public right of-way.
5. Sign shall be black letters on a white background.
6. Sign shall be made of 1/4-inch plywood.

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

Please **PRINT CLEARLY** to Receive a Copy of the Final Decision and Response Summary

Phelps Dodge Safford, Inc.; 38109

Graham

Thursday, May 25, 2006

FACILITY/PERMITTEE

COUNTY

DATE

FULL NAME	MAILING ADDRESS	CITY AND STATE	ZIP CODE*

\* DECISION AND SUMMARY WILL NOT BE MAILED WITHOUT A CORRECT ZIP CODE